

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

NOTICE OF RULEMAKING DOCKET OPENING

BOARD OF PHYSICAL THERAPY

[R06-410]

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 24, Board of Physical Therapy
Article and its heading: 1, General Provisions; 3, Regulation of Physical Therapy
Section numbers: R4-24-101 and R4-24-303
- 2. The subject matter of the proposed rule:**
During the 2006 legislative session, the legislature amended A.R.S. § 32-2043 to allow a certified physical therapist assistant to perform selected interventions under general supervision. The legislature required the Board to make rules prescribing requirements relating to the supervision of physical therapist assistants and other assistive personnel. This rulemaking will fulfill that requirement.
- 3. A citation to all published notices relating to the proceeding:**
None
- 4. Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Heidi Herbst Paakkonen, Executive Director
Address: Board of Physical Therapy
1400 W. Washington, Ste. 230
Phoenix, AZ 85007
Telephone: (602) 542-3095
Fax: (602) 542-3093
E-mail: Heidi.herbst-paakkonen@ptboard.state.az.us
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The Board will accept comments during business hours at the address listed in item 4. Information regarding an oral proceeding will be included in the Notice of Proposed Rulemaking.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be decided

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES CHILD CARE FACILITIES

[R06-407]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 5, Department of Health Services – Child Care Facilities
Article and its heading: 3, Facility Administration
Section numbers: R9-5-303 and R9-5-310 (Sections may be added, deleted, or modified as necessary.)
- 2. The subject matter of the proposed rules:**
Laws 2006, Ch. 390, § 2 created A.R.S. § 36-898, which requires the Arizona Department of Health Services (Department) to adopt a policy to provide parents, guardians, children, and personnel with at least 48-hours' notice before pesticides are applied to a licensed child care facility. The Department is amending the Child Care Facilities licensing rules to include a policy that is consistent with A.R.S. § 36-898.
Changes will conform to rulemaking format and style requirements of the Governor's Regulatory Review Council and the Office of the Secretary of State.

The agency docket number:
RE-029-06

Arizona Administrative Register / Secretary of State
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3. A citation to all published notices relating to the proceeding:

None

4. The name and address of agency personnel with whom persons may communicate regarding the rules:

Name: Lourdes Ochoa, State Licensing Manager

Address: Arizona Department of Health Services
Division of Licensing Services
Office of Child Care Licensing
150 N. 18th Ave., Suite 400
Phoenix, AZ 85007

Telephone: (602) 364-2539

Fax: (602) 364-4768

E-mail: ochoal@azdhs.gov

or

Name: Kathleen Phillips, Rules Administrator

Address: Arizona Department of Health Services
Office of Administrative Rules
1740 W. Adams, Suite 202
Phoenix, AZ 85007

Telephone: (602) 542-1264

Fax: (602) 364-1150

E-mail: phillik@azdhs.gov

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

Written comments will be accepted at the addresses listed in item #4 until the close of record, which has not yet been determined. The Department has not scheduled any oral proceedings at this time.

6. A timetable for agency decisions or other action on the proceeding, if known:

None

NOTICE OF RULEMAKING DOCKET OPENING

**DEPARTMENT OF HEALTH SERVICES
OCCUPATIONAL LICENSING**

[R06-396]

1. Title and its heading:

9, Health Services

Chapter and its heading:

16, Department of Health Services – Occupational Licensing

Article and its heading:

5, Licensing Speech-Language Pathologist Assistants

Section numbers:

R9-16-501 through R9-16-510 (Sections may be added, deleted, or modified as necessary.)

2. The subject matter of the proposed rules:

Laws 2006, Ch. 390, § 5 created A.R.S. § 36-1940.04 to establish licensure requirements for speech-language pathologist assistants. The Arizona Department of Health Services (Department) is writing new rules, consistent with A.R.S. § 36-1940.04, for licensing speech-language pathologist assistants. The Department is creating a new Article in the Arizona Administrative Code for this rulemaking.

The rules will conform to the rulemaking format and style requirements of the Governor's Regulatory Review Council and the Office of the Secretary of State.

The agency docket number:

RE-028-06

3. A citation to all published notices relating to the proceeding:

None

4. The name and address of agency personnel with whom persons may communicate regarding the rules:

Name: Michael Beaghtler, Program Manager

Address: Arizona Department of Health Services
Division of Licensing Services
Office of Special Licensing
150 N. 18th Ave., Suite 460

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Phoenix, AZ 85007
Telephone: (602) 364-3046
Fax: (602) 364-4769
E-mail: beaghlm@azdhs.gov
or
Name: Kathleen Phillips, Rules Administrator
Address: Office of Administrative Rules
Department of Health Services
1740 W. Adams, Suite 202
Phoenix, AZ 85007
Telephone: (602) 542-1264
Fax: (602) 364-1150
E-mail: phillik@azdhs.gov

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

Written comments will be accepted at the addresses listed in item #4 until the close of record, which has not yet been determined. The Department has not scheduled any oral proceedings at this time.

6. A timetable for agency decisions or other action on the proceeding, if known:

None

NOTICE OF RULEMAKING DOCKET OPENING

**DEPARTMENT OF REVENUE
TRANSACTION PRIVILEGE AND USE TAX SECTION**

[R06-411]

- 1. Title and its heading:** 15, Revenue
Chapter and its heading: 5, Department of Revenue – Transaction Privilege and Use Tax Section
Article and its heading: 1, Retail Classification
4, Amusement Classification
Section numbers: R15-5-180, R15-5-182, R15-5-403, R15-5-406

- 2. The subject matter of the proposed rule:**
The Department is amending these rules to conform to current rule writing standards and pursuant to a 5-year review of the retail rules made earlier in the year.

The agency docket number:

06-5-05

3. A citation to all published notices relating to the proceeding:

None

4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Len Heugly, Analyst
Address: Tax Policy and Research Division
Arizona Department of Revenue
1600 W. Monroe
Phoenix, AZ 85007
Telephone: (602) 716-6039
Fax: (602) 716-7995
E-mail: LHeugly@azdor.gov

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

To be published in the Notice of Proposed Rulemaking.

6. A timetable for agency decisions or other action on the proceeding, if known:

None

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF REVENUE

BINGO SECTION

[R06-413]

1. **Title and its heading:** 15, Revenue
Chapter and its heading: 7, Department of Revenue – Bingo Section
Article and its heading: 6, Hearing and Appeal Procedures
Section numbers: R15-7-602, R15-7-603, R15-7-604, R15-7-606, R15-7-608, R15-7-621, and R15-7-622
2. **The subject matter of the proposed rule:**
The Department is repealing these rules pursuant to a 5-year review of the bingo rules made earlier in the year. These rules were rendered obsolete because the Office of Administrative Hearings now presides over bingo hearings.
The agency docket number:
06-7-01
3. **A citation to all published notices relating to the proceeding:**
None
4. **The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Dan Jensen, Analyst
Address: Tax Policy and Research Division
Arizona Department of Revenue
1600 W. Monroe
Phoenix, AZ 85007
Telephone: (602) 716-6377
Fax: (602) 716-7995
E-mail: DJensen@azdor.gov
5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**
To be published in the Notice of Proposed Rulemaking.
6. **A timetable for agency decisions or other action on the proceeding, if known:**
None